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17 *Attorneys for Defendant/Counterclaimant*
18 Sudheer J. Surpure, MD, DDS, Inc. d/b/a
19 *Grand Canyon Oral & Facial Surgery*

20 **UNITED STATES DISTRICT COURT**

21 **DISTRICT OF NEVADA**

22 Falk Oral and Facial Surgery PLLC d/b/a
23 Canyon Oral and Facial Surgery, a Nevada
24 professional limited liability company,

25 Plaintiff,

26 vs.

27 Sudheer J. Surpure, MD, DDS, Inc. d/b/a
28 Grand Canyon Oral & Facial Surgery, a
Nevada corporation,

29 Defendant.

30 No. 2:21-cv-01464-JCM-DJA

31 **STIPULATION AND ORDER TO
32 EXTEND (1) PLAINTIFF'S/
33 COUNTER-DEFENDANT'S
34 DEADLINE TO FILE RESPONSIVE
35 PLEADING TO COUNTERCLAIM,
36 AND (2) PARTIES' DEADLINE TO
37 FILE JOINT DISCOVERY PLAN
38 AND PROPOSED SCHEDULING
39 ORDER**

40 [SECOND REQUEST]

41 Sudheer Surpure, MD, DDS, Inc. d/b/a
42 Grand Canyon Oral & Facial Surgery, a
43 Nevada corporation,

44 Counterclaimant,

45 vs.

46 Falk Oral and Facial Surgery PLLC d/b/a
47 Canyon Oral and Facial Surgery, a Nevada

1 professional limited liability company,

2 Counter-defendant.

3 Pursuant to LR IA 6-1, Defendant Sudheer J. Surpure, MD, DDS, Inc., dba Grand
4 Canyon Oral & Facial Surgery (“Defendant”) and Plaintiff Falk Oral and Facial Surgery PLL
5 dba Canyon Oral and Facial Surgery (“Plaintiff”) submit the following Stipulation to Extend
6 Time to file (1) Plaintiff’s/Counter-defendant’s responsive pleading to Counterclaim up to
7 and including November 24, 2021, and (2) the parties’ Joint Discovery Plan and proposed
8 Scheduling Order up to and including November 29, 2021. In support of the Stipulation, the
9 parties state the following:

10 1. Plaintiff’s/Counter-defendant’s responsive pleading to the Counterclaim is
11 currently due October 25, 2021. (ECF No. 21)

12 2. The parties’ Joint Discovery Plan and proposed Scheduling Order is currently
13 due October 29, 2021. (ECF No. 21)

14 3. The parties are in active settlement discussions and thus wish to extend
15 upcoming deadlines.

16 4. This is the second request to extend the deadline for Plaintiff/Counter-
17 defendant to file its responsive pleading to Counterclaim, and for the parties to file their Joint
18 Discovery Plan and proposed Scheduling Order.

19 5. This request for an extension of time is not intended to cause any undue delay
20 or prejudice any party.

21 6. Therefore, the parties hereby stipulate that the deadline for Plaintiff/Counter-
22 defendant to file its responsive pleading shall be extended to November 24, 2021.

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7. The parties further stipulate that the deadline for the parties to file their Joint Discovery Plan and proposed Scheduling Order be extended to November 29, 2021.

RESPECTFULLY SUBMITTED this 25th day of October, 2021.

MILLIGAN LAWLESS, P.C.

By: /s/ Robert J. Itri

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By: /s/ Christopher Austin (w/permission)
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IT IS SO ORDERED:

 JAMES D. SISK
UNITED STATES MAGISTRATE

UNITED STATES MAGISTRATE JUDGE

DATED: October 26, 2021

CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2021, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants below:

F. Christopher Austin caustin@weidemiller.com

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/s/ Jeanette Burkey

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